



IFW

PATENT
ATTORNEY DOCKET NO. 066079-5111

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Inventors: Gavin WRIGHT <i>et al.</i>)	
)	
Application No.: 10/550,392)	Group Art Unit: 1755
)	
Filed: September 22, 2005)	Examiner: Klemanski, H.G.
)	
For: MAGENTA METAL CHELATE DYES AND)	
THEIR USE IN INK-JET PRINTERS)	

Commissioner of Patents and Trademarks
U.S. Patent and Trademark Office
Customer Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

AMENDMENT TRANSMITTAL FORM

1. Transmitted herewith is a Response to Office Action dated October 10, 2006 in connection with the above application.
2. Additional Documents:
3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.
- ☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input type="checkbox"/> two months	\$ 450.00	\$ 225.00
<input type="checkbox"/> three months	\$ 1,020.00	\$ 510.00
<input type="checkbox"/> four months	\$ 1,590.00	\$ 795.00
<input type="checkbox"/> five months	\$ 2,160.00	\$1,080.00

Extension of time fee due with this request: \$_____.

If an additional extension of time is required, please consider this a Petition therefor.

☐ An extension for _____ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

4. Fee Calculation (37 C.F.R. § 1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))		minus	20	0	x \$50 each=	+ \$0
Independent Claims (37 C.F.R. §1.16(b))		minus	3	0	x \$200 each=	+ \$0
[] First presentation of Multiple dependent claim(s)					\$360.00	+ \$0
SUB-TOTAL =						\$0
Reduction by 2 for filing by a small entity						- \$0
TOTAL FEE =						\$0

5. Constructive Petition

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

6. Fee Payment

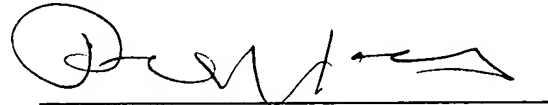
- [] The Commissioner is hereby authorized to charge \$_____ to Deposit Account 50-0310.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 CFR § 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: January 10, 2007

By:



Paul N. Kokulis
Reg. No. 16,773

CUSTOMER NO. 09629
MORGAN, LEWIS & BOCKIUS LLP
1111 Pennsylvania Avenue, NW
Washington, D.C. 20004
202-739-3000



PATENT
Attorney Docket No. 066079-5111-US

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)	
)	
Inventor(s): Gavin WRIGHT et al.)	
)	
Appln. No.: 10/550,392)	Group Art Unit: 1755
)	
Filed: September 22, 2005)	Examiner: Klemanski, H.G.
)	
Title: MAGENTA METAL CHELATE DYES))	
AND THEIR USE IN INK-JET)	
PRINTERS)	

RESPONSE TO OFFICE ACTION

Commissioner of Patents and Trademarks
U.S. Patent and Trademark Office
Customer Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

In response to the Office Action dated October 10, 2006, reconsideration of this application is requested.

Claims 1-14 are pending in this application for the Examiner's review and consideration. Applicants appreciate the Examiner's indication of the allowability of claims 9-11 and 13 if rewritten in independent form. The dependence of these claims has been retained as the applicants consider independent claim 8 to be allowable.

The Examiner is requested to reconsider the Section 103(a) rejection of claims 1-8, 12 and 14 as obvious over U.S. Patent No. 5,330,542 to Maeda *et al.* ("Maeda"). The applicants' invention is not obvious from, or suggested by, Maeda for the reasons that follow. Indeed, the applicants respectfully submit that the Examiner has not established a *prima facie* case of obviousness.

Maeda relates to the use of dyes in optical recording, particularly in making recordable compact discs.

The present invention addresses the problem of developing colorants able to be used in ink-jet inks. There are many demanding performance requirements for